

United States; and the Committee on Rules of the Senate acting with the House Committee on Rules is hereby authorized and instructed to have said copies printed and bound as hereinbefore provided.

By Senator Goss:

Amend by inserting 600 for 300.

Lost.

The resolution was then adopted.

Senator Terrell offered the following:  
Senate Concurrent Resolution No. 7,

Resolved by the Senate, the House concurring, that the Regular Session of the Twenty-sixth Legislature of Texas stand adjourned sine die, at 11:30 o'clock a. m., March the 10th, 1899.

Adopted.

On motion of Senator Johnson, the Senate adjourned to 10 a. m. tomorrow.

#### NINTH DAY.

Senate Chamber,

Austin, Tex., Friday, Jan. 20, 1899.

Senate met pursuant to adjournment.

Lieutenant-Governor Browning in the chair.

Roll called. Quorum present, the following Senators answering to their names:

|           |            |
|-----------|------------|
| Atlee.    | McGee.     |
| Davidson. | Miller.    |
| Dibrell.  | Morriss.   |
| Goss.     | Odell.     |
| Gough.    | Potter.    |
| Greer.    | Sebastian. |
| Grinnan.  | Stafford.  |
| Hanger.   | Terrell.   |
| James.    | Turney.    |
| Johnson.  | Wayland.   |
| Kerr.     | Yantis.    |
| Lloyd.    | Yett.      |

Absent.

|        |        |
|--------|--------|
| Burns. | Ross.  |
| Linn.  | Stone. |
| Neal.  |        |

Absent—Excused.

Lewis. Patterson.

Prayer by the Chaplain, Rev. Dr. Denison.

Pending the reading of the Journal of yesterday,

On motion of Senator McGee, the same was dispensed with.

#### EXCUSED.

On motion of Senator James, Mrs. Pauline Evans, Postmistress, was excused for today on account of sickness.

#### PETITIONS AND MEMORIALS.

By Senator Davidson:

Memorial from the Normal School of Yorktown, Texas, in session during 1898, relative to the payment of Normal educators, etc.

Read, and referred to Committee on Education.

#### COMMITTEE REPORTS.

The following special committee report was made:

*To the Senate and House of Representatives.*

Your committees appointed in accordance with concurrent resolution to invite Hon. William J. Bryan to address the Legislature have extended the invitation, and in reply have received the following telegram:

"Lincoln, Jan. 19, 1899.

"*Senator Potter or Representative Wheelless, Austin, Texas.*

"Am grateful to Legislature for honor done me. Shall accept invitation, but date of visit still uncertain.

"WILLIAM J. BRYAN."

Committee from the Senate:

POTTER,  
TERRELL,  
MILLER.

Committee from the House:

WHELESS,  
BOLIN,  
ELLIS.

Committee Room,

Austin, Texas, Jan. 19, 1899.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 24, being a bill to be entitled "An Act to amend Article 867, Chapter 1, Title XXV, of the Revised Civil Statutes of the State of Texas, relating to county finances," passed by the Twenty-fifth Legislature of the State of Texas, and approved March 20th, 1897,

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do not* pass, for the reason that the subject matter covered by another bill is reported favorably.

ATLEE, Chairman.

Committee Room,

Austin, Texas, Jan. 19, 1899.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 31, being a bill to be entitled "An Act to provide a final method of publishing notices and reports required by law to be published by commissioners courts of the various counties of this State, to be effective in all cases where said courts are unable to secure publication thereof in the manner and for the price now provided by law therefor,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do* pass, with the following amendment, to-wit: "Amend by adding after the word 'city' the following:

Section 2. All laws and parts of laws in conflict herewith are hereby repealed.

ATLEE, Chairman.

Committee Room,

Austin, Texas, Jan. 19, 1899.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 9, being a bill to be entitled "An Act to provide for the appointment by the court of attorneys to represent absent defendants when cited by publication,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do* pass.

ATLEE, Chairman.

Committee Room,

Austin, Texas, Jan. 19, 1899.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 2, being a bill to be entitled "An Act to provide for the creation of level premium mutual life insurance companies in this State, and for regulation thereof,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do* pass.

ATLEE, Chairman.

Committee Room,

Austin, Texas, Jan. 19, 1899.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 26, being a bill to be entitled "An Act to amend Article 2956, of the Revised Civil Statutes of Texas,"

Have had the same under considera-

tion, and I am instructed to report the same back to the Senate with the recommendation that it *do* pass.

ATLEE, Chairman.

## BILLS AND RESOLUTIONS.

By Senator Turney:

Senate bill No. 50, A bill to be entitled "An Act to amend Article 4930, of the Revised Statutes of the State of Texas."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Turney:

Senate bill No. 51, A bill to be entitled "An Act to repeal Article 5031, Revised Statutes of Texas, and Articles 932 and 933, of the Penal Code of the State of Texas, and to amend Article 4921, Revised Statutes of Texas, relating to the use of marks and brands of live stock."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Turney:

Senate bill No. 52, A bill to be entitled "An Act to repeal Article 3898, of Chapter 7, Revised Statutes, which transfers one per cent. of the permanent school fund to the available fund."

Read first time, and referred to Committee on Education.

By Senator Kerr:

Senate bill No. 53, A bill to be entitled "An Act to give ginners a lien on the cotton ginned by them, and to require such ginners to report to the county judge of their respective counties the number and kinds of bales ginned by them each week and to require county judges to report to the Department of Agriculture."

Read first time, and referred to Committee on Agricultural Affairs.

By Senator Terrel:

Senate bill No. 54, A bill to be entitled "An Act to require county and city tax assessors and their deputies to administer the oath or affirmation to those rendering property for taxation, and affixing a penalty for the failure or refusal to do so."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Miller:

Senate bill No. 55, A bill to be entitled "An Act to establish and create in each of the cities, towns and villages of this State, a State court to be known as the corporation court in such city, town or village, and to prescribe the jurisdiction and organization thereof, and to abolish municipal courts."

Read first time, and referred to Committee on Towns and City Corporations.

By Senator Davidson:

Senate bill No. 56, A bill to be entitled

"An Act authorizing and directing the President and Board of Directors of the Agricultural and Mechanical College of Texas to employ an expert entomologist whose duty it shall be to devise, if possible, the means of destroying the 'Mexican boll weevil' and other insect pests, and to perform the duties of Professor of Entomology in the Agricultural and Mechanical College of Texas, and appropriating \$5000.00 for the purpose of carrying this act into effect."

Read first time, and referred to Committee on Agricultural Affairs.

By Senator Terrell:

Resolved, That the Sergeant-at-Arms be requested to place on the desk of each Senator a copy of the Journal of the House containing its proceedings for the previous day.

Adopted.

Call concluded.

On motion of Senator Miller, the Senate went into Executive Session to consider appointments by the Governor.

#### AFTER EXECUTIVE SESSION.

In Executive Session the following confirmation was had:

Sam D. Harlan of Travis county, Superintendent of Public Buildings and Grounds.

#### RESOLUTION.

By Senator Yett:

Resolved, That Ellis Monroe is hereby appointed as porter of the Senate upon a salary of \$2.00 per day, same as other porters, and that his per diem be allowed from the beginning of the session, he having been doing duty since the opening of the session.

Lost by the following vote:

Yeas—8.

|         |           |
|---------|-----------|
| Atlee.  | Morriss.  |
| Gough.  | Stafford. |
| Kerr.   | Wayland.  |
| Miller. | Yett.     |

Nays—15.

|           |          |
|-----------|----------|
| Davidson. | Lloyd.   |
| Dibrell.  | McGee.   |
| Goss.     | Odell.   |
| Greer.    | Potter.  |
| Grinnan.  | Terrell. |
| Hanger.   | Turney.  |
| James.    | Yantis.  |
| Johnson.  |          |

Absent.

|        |            |
|--------|------------|
| Burns. | Ross.      |
| Linn.  | Sebastian. |
| Neal.  | Stone.     |

Absent—Excused.

|        |            |
|--------|------------|
| Lewis. | Patterson. |
|--------|------------|

By Senator Hanger:

Whereas, Ellis Monroe has been at work as a porter of the Senate six (6) days,

Resolved by the Senate, that said Monroe be paid the sum of two (\$2.00) dollars for each day he has been at work as aforesaid.

#### BILLS ON SECOND READING.

The Chair laid before the Senate,

Senate bill No. 14, A bill to be entitled "An Act to amend Subdivisions 1 and 2, Article 1093, Title XV, Chapter 2, of the Code of Criminal Procedure of the State of Texas, relating to attached witnesses, and providing fees for same."

Bill read second time and, on motion of Senator Terrell, further consideration was postponed and the bill made special order for tomorrow after morning call.

The Chair laid before the Senate,

Senate bill No. 27, A bill to be entitled "An Act to define 'Legal' and 'Conventional' interest, to create the distinction between the same, and regulate the rate of interest thereof on contracts and judgments, to provide pains and penalties, to prevent usury, and to repeal all laws in conflict with this act."

Bill read second time (in full at request of Senator Dibrell) and, on motion of Senator Sebastian further consideration was postponed and the bill made special order for Monday next after morning call.

Senator Sebastian moved to adjourn to Monday 10 a. m.

Senator Terrell moved to adjourn to tomorrow 10 a. m.

The Senate adjourned to Monday 10 a. m. by the following vote:

Yeas—13.

|          |            |
|----------|------------|
| Atlee.   | McGee.     |
| Dibrell. | Miller.    |
| Greer.   | Morriss.   |
| Grinnan. | Sebastian. |
| Hanger.  | Stafford.  |
| Johnson. | Wayland.   |
| Kerr.    |            |

Nays—11.

|           |          |
|-----------|----------|
| Davidson. | Potter.  |
| Goss.     | Terrell. |
| Gough.    | Turney.  |
| James.    | Yantis.  |
| Lloyd.    | Yett.    |
| Odell.    |          |

Absent.

|        |        |
|--------|--------|
| Burns. | Ross.  |
| Linn.  | Stone. |
| Neal.  |        |

Absent—Excused.

|        |            |
|--------|------------|
| Lewis. | Patterson. |
|--------|------------|